

Adopted	Rejected
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COMMITTEE REPORT

YES:	5
NO:	4

MR. SPEAKER:

*Your Committee on Elections and Apportionment, to which was referred House Bill 1551, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

1 Page 1, delete lines 9 through 16, begin a new paragraph and insert:
 2 "SECTION 2. IC 2-7-1-12.5 IS ADDED TO THE INDIANA CODE
 3 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 4 1, 2007]: **Sec. 12.5. (a) "Public advocacy communication" refers to**
 5 **a communication:**
 6 **(1) to urge the general public to act to influence legislative**
 7 **action; and**
 8 **(2) by:**
 9 **(A) advertising;**
 10 **(B) mass mailings;**
 11 **(C) publications; or**
 12 **(D) radio, television, or the Internet.**
 13 **(b) The term does not include the communications between an**
 14 **organization and its members.**
 15 SECTION 3. IC 2-7-1-12.7 IS ADDED TO THE INDIANA CODE
 16 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY

1, 2007]: **Sec. 12.7. (a) "Public advocacy organization" means a person that:**

(1) is:

(A) organized and operated primarily for the purpose of directly or indirectly accepting contributions or making expenditures, or both, for an exempt function (as defined in Section 527 of the Internal Revenue Code); or

(B) a public benefit organization; and

(2) spends at least fifty thousand dollars (\$50,000) in a registration year on public advocacy communication.

(b) The term does not include any of the following that, in the ordinary course of business, publishes news items, editorials, comments, or paid advertisements that directly or indirectly urge legislative action:

(1) A newspaper.

(2) A periodical of general circulation.

(3) A book publisher.

(4) A news wire service.

(5) A radio or television station.

(6) An individual who owns, publishes, or is employed by a newspaper, periodical, or radio or television station."

Page 2, line 8, delete "individuals who set the policies or" and insert **"officers of the organization."**

Page 2, delete line 9.

Page 2, delete lines 27 through 41, begin a new line double block indented and insert:

"(F) If the lobbyist is a public advocacy organization, the lobbyist's expenses for public advocacy communications. The lobbyist must provide the following information relating to the lobbyist's expenses under this clause:

(i) The name of each person that carried the lobbyist's communications.

(ii) The dates that communications were made.

(iii) The dollar amount spent on the communications with each person that carried the lobbyist's communications.

(iv) The total amount spent on communications described in this clause."

- 1 Page 4, delete lines 4 through 42, begin a new paragraph and insert:
 2 "SECTION 6. IC 3-9-2-12 IS AMENDED TO READ AS
 3 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 12. (a) This section
 4 does not apply to:
 5 (1) a member of the general assembly; or
 6 (2) a candidate's committee of a member of the general assembly;
 7 with respect to an office other than a legislative office to which the
 8 member seeks election.
 9 (b) As used in this section, "affected person" refers to any of the
 10 following:
 11 (1) An individual who holds a legislative office.
 12 (2) A candidate for a legislative office.
 13 **(3) An individual who holds a state office other than a judicial**
 14 **office.**
 15 (c) As used in this section, "prohibited period" means the period:
 16 (1) beginning on the day in January in each odd-numbered year
 17 the general assembly reconvenes under IC 2-2.1-1-2; and
 18 (2) through the day the general assembly adjourns sine die in an
 19 odd-numbered year under IC 2-2.1-1-2.
 20 (d) During the prohibited period, an affected person, an affected
 21 person's candidate's committee, and a legislative caucus committee may
 22 not do any of the following:
 23 (1) Solicit campaign contributions.
 24 (2) Accept campaign contributions.
 25 (3) Conduct other fundraising activities. This subdivision does not
 26 prohibit an affected person from participating in party activities
 27 conducted by a regular party committee."
 28 Delete page 5.
 29 Renumber all SECTIONS consecutively.
 (Reference is to HB 1551 as introduced.)

and when so amended that said bill do pass.

Representative Pierce